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**CONTINUED PROSECUTION APPLICATION (CPA)
REQUEST TRANSMITTAL**
(Only for Continuation or Divisional applications under 37 CFR 1.53(d))

Address to: BOX CPA COMMISSIONER FOR PATENTS WASHINGTON, DC 20231	Attorney Docket No. 11496-195086
	(Of Prior Application)
	First Named Inventor: Briere et al.
	Examiner Name: Davis, R.
	Group/Art Unit: 1722
Express Mail Label No. (N/A-Hand Delivered)	

This is a request for a ☒ continuation or ☐ divisional application under 37 CFR 1.53(d) (continued prosecution application (CPA)) of prior application number 09/553,413 filed on April 20, 2000, entitled BLOW MOLDING DEVICE FOR PRODUCING THERMOPLASTIC CONTAINERS.

NOTES

FILING QUALIFICATIONS: The prior application identified above must be a nonprovisional application that is either: (1) complete as defined by 37 CFR § 1.51(b), or (2) the national stage of an international application in compliance with 35 U.S.C. 371. A Notice will be placed on a patent issuing from a CPA, except for reissues and designs, to the effect that the patent issued on a CPA and is subject to the twenty-year patent term provisions of 35 U.S.C. § 154(a)(2). Therefore, the prior application of a CPA may have been filed before, on or after June 8, 1995.

C-I-P NOT PERMITTED: A continuation-in-part application cannot be filed as a CPA under 37 CFR § 1.53(d), but must be filed under 37 CFR § 1.53(b).

EXPRESS ABANDONMENT OF PRIOR APPLICATION: The filing of this CPA is a request to expressly abandon the prior application as of the filing date of the request for a CPA. 37 CFR § 1.53(b) must be used to file a continuation, divisional, or continuation-in-part of an application that is not to be abandoned.

ACCESS TO PRIOR APPLICATION: The filing of this CPA will be construed to include a waiver of confidentiality by the applicant under 35 U.S.C. 122 to the extent that any member of the public who is entitled under the provisions of 37 CFR § 1.14 to access to, copies of, or information concerning, the prior application may be given similar access to, copies of, or similar information concerning, the other application or applications in the file jacket.

35 U.S.C. 120 STATEMENT: In a CPA, no reference to the prior application is needed in the first sentence of the specification and none should be submitted. If a sentence referencing the prior application is submitted, it will not be entered. A request for a CPA is the specific reference required by 35 U.S.C. 120 and to every application assigned the application number identified in such request, 37 CFR § 1.78(a).

1. ☐ Enter the unentered amendment previously filed on _____ under 37 CFR § 1.116 in the prior nonprovisional application.
2. ☐ A preliminary amendment is enclosed.
3. This application is filed by fewer than all the inventors named in the prior application, 37 CFR 1.53(d)(4).
 - a. ☐ **DELETE** the following inventor(s) named in the prior nonprovisional application:

 - b. ☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
4. ☐ A new power of attorney is enclosed.
5. Information Disclosure Statement (IDS) is enclosed:
 - a. ☒ PTO-1449
 - b. ☒ Copies of IDS Citations

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CLAIMS	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
	TOTAL CLAIMS (37 CFR 1.16(c))	- 20* =		x \$ 18 =	\$
	INDEPENDENT CLAIMS (37 CFR 1.16(b))	- 3** =		x \$ 84 =	
	MULTIPLE DEPENDENT CLAIMS (if applicable)(37 CFR 1.16(d))			+ \$280 =	
	BASIC FEE (37 C.F.R. 1.16)				740.00
	Total of above Calculations =				\$
	Reduction by 50% for filing by small entity (Note 37 CFR 1.9, 1.27, 1.28).				
	* Reissue claims in excess of 20 and over original patent. **Reissue independent claims over original patent.				
	TOTAL =				\$

☐ The above filing fee will be paid along with Applicant(s) Response to the Notice to File Missing Parts.

6. ☐ Small entity status: Applicant claims small entity status. See 37 CFR 1.27.
7. The Commissioner is hereby authorized to credit overpayments or charge the following fees to Deposit Account No. 16-0605.
- a. ☒ Fees required under 37 CFR 1.16 (National filing fees).
- b. ☒ Fees required under 37 CFR 1.17 (National application processing fees).
8. ☐ A check in the amount of \$ is enclosed.
9. ☐ Applicant requests suspension of action under 37 CFR 1.103(b) (fee under 37 CFR 1.17(i) enclosed).
10. ☐ New Attorney Docket Number, if desired _____
11. ☒ Return Receipt Postcard (specifically itemized)
- ☐ Receipt For Facsimile Transmitted CPA
12. ☒ Notice of Pending Litigation (with 7 attachments)

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In the event that extensions of time are not included with this communication in a separate paper and are necessary to allow the filing of this Continued Prosecution Application, such extensions are hereby petitioned under 37 CFR § 1.136(a), and any fee required therefore is hereby authorized to be charged to Deposit Account No. 16-0605.

NOTE: The prior application's correspondence address will carry over to this CPA UNLESS a new correspondence address is provided below.

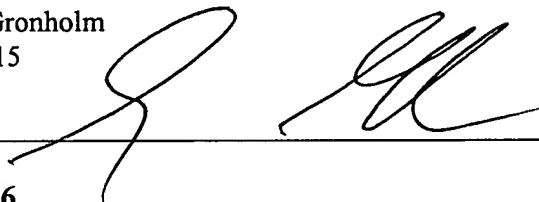
13. NEW CORRESPONDENCE ADDRESS

Customer Number 00826

14. SIGNATURE OF ATTORNEY/AGENT

NAME: Gregory T. Gronholm
Registration No. 32,415

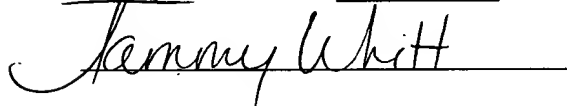
SIGNATURE: _____



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Certification of Hand Delivery:

I hereby certify that this paper is being hand delivered to the U.S. Patent and Trademark Office, Washington, DC
20281, on November 8, 2001.



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Attorney Docket No. 11496-195086

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: **Briere et al.**

Reissue Appl. No.: **09/553,413**

Group Art Unit: **1722**

Filed: **April 20, 2000**

Examiner: **Davis, R.**

For: **BLOW MOLDING DEVICE FOR PRODUCING
THERMOPLASTIC CONTAINERS**

Issued: **October 19, 1999**

U.S. Patent No. **5,968,560**

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November 8, 2001

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Commissioner for Patents
Washington, DC 20231

Sir:

Transmitted herewith is a PETITION in the above-identified patent application. This Petition is filed within a group of concurrently-filed documents and requests. This group includes the following:

- ☒ Petition Under 37 C.F.R. § 1.313(b)(5) to Withdraw Application From Issue.
- ☒ Please charge my Deposit Account No. 16-0605 to cover the Petition fee believed to be \$130.00.
- ☒ Continued Prosecution Application.
- ☒ Please charge my Deposit Account No. 16-0605 to cover the CPA filing fee believed to be \$740.00.
- ☒ Information Disclosure Statement, PTO-1449, and cited references.
- ☒ Notification of Existence of Pending Litigation.
- ☒ The Commissioner is hereby authorized to charge any deficiency in payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 16-0605.

Respectfully submitted,


Gregory T. Gronholm

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Certification of Hand Delivery:

I hereby certify that this paper is being hand delivered to the Assistant Commissioner for Patents, Washington, DC 20231 on
November 8, 2001.

